

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MELISSA NIBLETT,	:	Civil No. 1:21-CV-01345
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
EXP REALTY, LLC, <i>et al.</i> ,	:	
	:	
Defendants.	:	Judge Jennifer P. Wilson

ORDER

AND NOW, on this 19th day of September, 2022, for the reasons set forth in the accompanying memorandum, **IT IS ORDERED AS FOLLOWS:**

1. Defendant Rogers' motion to dismiss, Doc. 17, is **GRANTED WITHOUT PREJUDICE** to Plaintiff filing an amended complaint amending Counts 1, 2, 3, 4, 5, and 10.
2. Defendant Hommerbocker's motion to dismiss, Doc. 18, is **GRANTED WITHOUT PREJUDICE** to Plaintiff filing an amended complaint amending Counts 2, 3, 4, 5, and 10.
3. Defendant TDI's motion to dismiss, Doc. 29, is **GRANTED WITHOUT PREJUDICE** to Plaintiff filing an amended complaint amending Counts 1, 2, 3, 4, 5, and 10.

4. The eXp Defendants' motion to dismiss, Doc. 40, is **GRANTED WITHOUT PREJUDICE** to Plaintiff filing an amended complaint amending Counts 1, 2, 3, 4, 5, and 10.
5. Defendant CrossCountry's motion to dismiss, Doc. 51, is **GRANTED WITHOUT PREJUDICE** to Plaintiff filing an amended complaint amending Counts 1, 2, 3, 4, 5, and 10.
6. All Defendants' motions to dismiss, Docs. 17, 18, 29, 40, & 51, are **GRANTED WITH PREJUDICE** as to Counts 6 and 9.
7. Plaintiff's motion for oral argument, Doc. 66, is **DISMISSED AS MOOT**.
8. Plaintiff may file an amended complaint in accordance with this order and the accompanying memorandum within **21 days**, on or before **October 11, 2022**.
9. If Plaintiff fails to file an amended complaint within 21 days, the Clerk of Court is directed to close this case.

s/Jennifer P. Wilson
JENNIFER P. WILSON
United States District Court Judge
Middle District of Pennsylvania